

12.8  
No Date

## DEPARTMENT OF ECOLOGY

IN THE MATTER OF PENALTY )  
ASSESSMENT AGAINST )  
*Rayonier, Inc.* )

NOTICE OF PENALTY  
INCURRED AND DUE  
No. DE 94AQ-I068

To: Jack Tatom  
Mill Manager  
Rayonier, Inc.  
P. O. Box 191  
Port Angeles, Washington 98362

Notice is given that the Department has assessed a penalty against you in the amount of **\$50,000.00** under the provisions of Ch. 70.94 RCW.

The penalty is based on the following Department findings:

On July 20, 21, 22\*, and 27, 1994, the ambient sulfur dioxide station at Third and Chestnut Street in Port Angeles, Washington indicated that the ambient sulfur dioxide hourly standard of 0.25 ppm and 0.40 ppm were exceeded (See Table 1 attached). Chapter 173.474 WAC allows two exceedences of the 0.25 ppm standard in any seven day period. These two exceedences are indicated by "-" in column labeled "Violation of 0.25 ppm standards" of Table 1 (7/20/94 at 2400 and 7/21 at 1000 hours). Chapter 173-474 WAC also allows one exceedence of the 0.40 ppm standard per year (7/21/94 at 1200 hours). This exceedence is indicated by "-" in column "Violations of 0.40 ppm standard" of Table 1. Excluding these exceedences, there were a total of eleven violations. The Rayonier, Inc. mill's personnel was advised during these exceedences and due to their actions of taking sulfur dioxide sources off line, the ambient values decreased in a short time period. The company indicated that the winds were from the NW during these exceedences. This direction is in direct line that would have influenced the Third and Chestnut ambient sulfur dioxide monitoring site. These exceedences violate the 0.25 ppm and/or 0.40 ppm hourly standards defined in Chapter 173-474 WAC. The violations are summarized in the Table 1.

We thank you for pointing out the error in the NOV concerning the date of the exceedence on July 22, 1994.

The penalty is due and payable by you within thirty (30) days of your receipt of this Notice. Please send your penalty payment to: Department of Ecology c/o Fiscal Cashier, P.O. Box 5128, Lacey, Washington 98503-0210.

